

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

KEVIN PAROT, Individually and on
Behalf of All Others Similarly Situated,

Plaintiff,

v.

CLARIVATE PLC, JERRE STEAD, and
RICHARD HANKS,

Defendants.

Case No. 1:22-cv-00394-ARR-RLM

CLASS ACTION

JOINT STIPULATION AND [PROPOSED] ORDER

WHEREAS, on January 24, 2022, Plaintiff Kevin Parot (“Plaintiff”) filed a putative class action complaint in the above-captioned action (the “Action”), Dkt. No. 1 (the “Complaint”), asserting claims under Sections 10(b) and 20(a) of the Securities Exchange Act of 1934 (the “Exchange Act”) and Rule 10b-5 promulgated thereunder against Defendants Clarivate Plc, Jerre Stead, and Richard Hanks (collectively, “Defendants”); and

WHEREAS, the Private Securities Litigation Reform Act of 1995 (the “PSLRA”), 15 U.S.C. § 78u-4 et seq., provides: (i) that plaintiffs bringing class action claims under the Exchange Act must publish a notice advising members of the putative class of the pendency of the action; and (ii) that any member of the putative class may move the Court to serve as lead plaintiff of the putative class within 60 days after the notice is published, and further provides a procedure for the appointment by the Court of lead plaintiff(s) and lead counsel to represent the putative class; and

WHEREAS, on January 24, 2022, counsel for Plaintiff caused a notice to be published over *Globe Newswire* pursuant to Section 21D(a)(3)(A)(i) of the PSLRA (the “PSLRA Notice”), advising members of the putative class of the pendency of the Action; and

WHEREAS, by March 25, 2022, *i.e.*, not later than sixty days after the date of the PSLRA Notice, Plaintiff or other members of the putative class may move this Court to serve as lead plaintiff(s); and

WHEREAS, the PSLRA provides for an automatic stay of discovery in this Action during the pendency of any motion to dismiss, 15 U.S.C. § 78u-4(b)(3)(B); and

WHEREAS, counsel for Plaintiff and counsel for Defendants believe that an answer or motion responding to the Complaint would be premature prior to the entry of an Order by the Court pursuant to the PSLRA appointing one or more lead plaintiffs and lead counsel (the “Lead Plaintiff Order”).

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned attorneys for Plaintiff and Defendants, as follows:

1. The undersigned counsel for Defendants is authorized to and hereby waives service of the summons and the Complaint in this Action on behalf of all Defendants; provided, however, that waiver of service and entry into this stipulation shall not waive or prejudice any—and Defendants expressly preserve all—rights, claims, and defenses, including, but not limited to all defenses relating to jurisdiction and venue, except a defense as to the sufficiency of service of the summons and Complaint and the form of the summons.

2. Defendants shall have no obligation to answer or otherwise respond to, and each hereby is expressly relieved from answering or otherwise responding to, the Complaint, subject to the provisions of paragraph 3 below.

3. Within sixty (60) days from the date of entry of a Lead Plaintiff Order in this Action (“Amended Complaint Deadline”), the Court-appointed lead plaintiff(s) shall file an amended complaint (“Amended Complaint”), if any. Within sixty (60) days from the date of the Amended

Complaint's filing, or if no Amended Complaint is filed, within sixty (60) days from the Amended Complaint Deadline, Defendants shall answer or file a motion to dismiss the Amended Complaint, or shall answer or file a motion to dismiss the Complaint if no Amended Complaint has been filed.

4. If Defendants move to dismiss the Complaint or Amended Complaint, as applicable:

- a. The Court-appointed lead plaintiff(s)' response to Defendants' motion to dismiss shall be due forty-five (45) days from the date that Defendants file the motion to dismiss; and
- b. Defendants' reply to the Court-appointed lead plaintiff(s)' response shall be due thirty (30) days from the date of the filing of the Court-appointed lead plaintiff(s)' response.

5. There have been no requests for an extension of time previously made in this matter.

Dated: March 14, 2022

POMERANTZ LLP

/s/ Jeremy A. Lieberman
Jeremy A. Lieberman
J. Alexander Hood II
James M. LoPiano
600 Third Avenue, 20th Floor
New York, New York 10016
Telephone: (212) 661-1100
Facsimile: (212) 661-8665
jalieberman@pomlaw.com
ahood@pomlaw.com
jlopiano@pomlaw.com

Respectfully submitted,

DAVIS POLK & WARDWELL LLP

/s/ James P. Rouhandeh
James P. Rouhandeh
Brian S. Weinstein
450 Lexington Avenue
New York, New York 10017
Telephone: (212) 450-4835
Facsimile: (212) 701-5835
james.rouhandeh@davispolk.com
brian.weinstein@davispolk.com

Attorney for Defendants Clarivate Plc, Jerre Stead, and Richard Hanks

**BRONSTEIN, GEWIRTZ &
GROSSMAN, LLC**

Peretz Bronstein
60 East 42nd Street, Suite 4600
New York, New York 10165
Telephone: (212) 697-6484
Facsimile: (212) 697-7296
peretz@bgandg.com

Attorneys for Plaintiff Kevin Parot

SO ORDERED.

Dated: March 14, 2022
New York, New York

Roanne L. Mann

HONORABLE ROANNE L. MANN
UNITED STATES MAGISTRATE
JUDGE EASTERN DISTRICT OF
NEW YORK